

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ROBERT D. GERATHY,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 04-139-P-S
)	
JO ANNE B. BARNHART,)	
Commissioner of Social Security)	
Defendant.)	

**ORDER ACCEPTING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision dated May 24, 2005 (Docket # 9), the Recommended Decision is accepted.

Accordingly, it is ORDERED that the Commissioner's decision is VACATED and the case is REMANDED to the Commissioner for further proceedings.

/s/ George Z. Singal
Chief United States District Judge

Dated this 23rd day of June 2005.

ROBERT D GERATHY

represented by **MURROUGH H. O'BRIEN**
P. O. BOX 370
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V.

Defendant

**SOCIAL SECURITY
ADMINISTRATION
COMMISSIONER**

represented by **DINO L. TRUBIANO**
SOCIAL SECURITY
ADMINISTRATION
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